



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

RQ-3

December 2, 1999

Kinde Durkee, Treasurer
Hispanic Unity USA
9531 Via Ricardo
Los Angeles, CA 91504

Identification Number: C00345124

Reference: Mid-Year Report (1/1/99-6/30/99)

Dear Ms. Durkee:

This letter is to inform you that as of December 1, 1999, the Commission has not received your response to our request for additional information, dated November 10, 1999. This notice requests information essential to full public disclosure of your federal election campaign finances. To ensure compliance with the provisions of the Federal Election Campaign Act (the Act), please respond to this request (copy enclosed).

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate audit or legal enforcement action.

If you should have any questions regarding this matter, please contact Dominick Ciaraldi on our toll-free number (800) 424-9530 or our local number (202) 694-1130.

Sincerely,

A handwritten signature in dark ink, appearing to read "John D. Gibson".

John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosure



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Kinde Durkee, Treasurer
Hispanic Unity USA
9531 Via Ricardo
Los Angeles, CA 91504

Identification Number: C00345124

NOV 10 1999

Reference: Mid-Year Report (1/1/99-6/30/99)

Dear Mr. Durkee:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule B of your report (pertinent portion(s) attached) discloses a contribution(s) which appears to exceed the limits set forth in the Act. 2 U.S.C. §441a(a) precludes a non-multicandidate political committee and its affiliates, from making a contribution to a candidate for federal office in excess of \$1,000 per election. Please refer to the Campaign Guide for information on how a committee qualifies for multicandidate status.

If the contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. If you have made an excessive contribution, you should notify the recipient and request a refund of the amount in excess of \$1,000 and/or notify the recipient in writing of your redesignation of the contribution. In the best interest of your committee, all refunds and redesignations should be made within sixty days of the treasurer's receipt of the contribution(s).

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund request sent to the recipient committee(s). In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received. Any redesignations should be disclosed as memo entries on Schedule B supporting Line 23 of the report covering the period during which the redesignation is made. 11 CFR §110.1(b)

Although the Commission may take further legal action regarding the excessive contribution(s), your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration.

-Your report discloses limited payments for administrative expenses. Administrative expenses are payments made for the purpose of operating a political committee including, but not limited to, rent, utilities, salaries, telephone service, office equipment and supplies. Any such payments to a person aggregating in excess of \$200 in a calendar year must be disclosed on Schedule B, supporting Line 21(b) of the Detailed Summary Page. 2 U.S.C. §434(b)(5) If these expenses are being paid by a connected organization, your Statement of Organization must be amended to reflect this relationship. 2 U.S.C. §433(b)(2) In addition, if expenses have been incurred but not paid in a reporting period, the activity should be disclosed as a debt on Schedule D, if the obligation is \$500 or more, or outstanding for sixty days or more. 11 CFR §104.11

Any goods or services provided to your committee by a person, except volunteer activity (i.e., a person's time), would be considered an in-kind contribution from that person, and would be subject to the disclosure requirements of 2 U.S.C. §434(b)(3) and 11 CFR §104.13, and the limitations and prohibitions of 2 U.S.C. §§441a and 441b.

Clarification regarding administrative expenses should be disclosed during each two year election cycle beginning with the first report filed in the non-election year. Please verify that all expenses referenced above (i.e., rent, salaries, utilities, etc.) have been adequately disclosed. If these services have been provided by volunteers, please confirm this in writing.

-Your calculations for Line 31, Columns A and B appear to be incorrect. FEC calculations disclose this amount(s) to be \$56,269.87. Please provide the corrected total(s) on the Detailed Summary Page.

-Your report disclosed a category of financial activity that has been reflected on the wrong line of the Detailed Summary Page. Contributions to federal candidates should be properly disclosed on a separate Schedule B, supporting Line 23 of the Detailed Summary Page. Please refer to the instructions contained on the forms to determine the proper categorization when preparing your next filing.

-Your report includes computer produced formats of Schedules A and B. Computer produced formats may only be used upon prior approval of the

Commission. You should submit a separate sample format with a cover letter requesting approval. Until your format has been approved, FEC forms must be used. 11 CFR §104.2(d)

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 694-1130.

Sincerely,

A handwritten signature in dark ink, appearing to read "Dominick Ciaraldi". The signature is fluid and cursive, with a large, stylized initial "D".

Dominick Ciaraldi
Reports Analyst
Reports Analysis Division

SCHEDULE B**ITEMIZED DISBURSEMENTS**
Other DisbursementsUse separate schedule(s)
for each category of the
Detailed Summary PagePAGE 1 OF 1
FOR LINE NUMBER

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

Hispanic Unity USA

C00345634

Full Name, Mailing Address and Zip Code

Purpose of Disbursement

Date
(Month/Day/Year)Amount of Each
Disb. This Period

DR
Bob Weyland For Congress
430 E Capitol St
Washington, DC 20003

Contribution
2 CD RI

6/30/1999

\$2,000.00

Disb. For:

Debbie Stabenow For Senate
436 New Jersey Ave SE
Washington, DC 20003

Contribution
2 CD MI

6/30/1999

\$2,000.00

Disb. For:

Mark Udall For Congress
133 W 128th Ave, Suite 210
Westminster, CO 80134

Contribution
2 CD AZ

6/30/1999

\$2,000.00

Disb. For:

Tom Udall For US All
305 E Capitol KE
Washington, DC 20003

Contribution
1 CD NM

6/30/1999

\$2,000.00

Disb. For:

\$8,000.00

SUBTOTAL of Disbursements This Page (optional)

\$8,000.00

TOTAL This Period (last page this line number only)

SCHEDULE B**ITEMIZED DISBURSEMENTS****Operating Expenditures**Use separate schedule(s)
for each category of the
Detailed Summary Page

PAGE 2 OF 2

FOR LINE NUMBER

Any information copied from such Reports and Statements may not be used by any person for the purpose of soliciting contributions or for nonmaterial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

Hispanic Unity USA

C08345124

Full Name, Mailing Address and Zip Code

Purpose of Disbursement

Date
(Month/Day/Year)Amount of Each
Disb. This Period

Garcia, Jaime R.
P.O. Box 4833
Mc Allen, TX 78502

Postage

6/21/1999

\$1,735.08

Disb. For:

KUDV Channel 48
401 N. Jackson St.
Mc Allen, TX 78501

Program Costs

6/29/1999

\$500.00

Disb. For:

American Printing
414 S. 12th St.
Mc Allen, TX 78501-4929

Printing

6/30/1999

\$22.00

Disb. For:

Committee To Re-elect Loretta Sanchez
9531 Via Ricardo
Los Angeles, CA 91304

Reimbursement

6/30/1999

\$20,641.75

Disb. For:

SUBTOTAL of Disbursements This Page (optional)

\$22,398.78

TOTAL This Period (last page 1N's line number only)

\$47,593.85

